

Diamond Williams

090478-WS

From: Amy Palmer [amy@hoganlawfirm.com]
Sent: Friday, June 11, 2010 12:14 PM
To: Filings@psc.state.fl.us
Subject: City of Brooksville's Prehearing Statement
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Attached please find the City of Brooksville's Prehearing Statement.

Amy Palmer legal assistant to Derrill L. McAteer
20 S. Broad Street
Brooksville Florida 34601
352-799-8423 ph
amy@hoganlawfirm.com
Docket No. 090478-WS/Skyland
City of Brooksville
3 pages
City of Brooksville's Prehearing Statement

Amy L. Palmer



We mean business™

Post Office Box 485
Brooksville, Florida 34605
(352) 799-8423 Telephone
(352) 799-8294 Facsimile
amy@hoganlawfirm.com

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6/11/2010

DOCUMENT NUMBER-DATE
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FPSC-COMMISSION CLERK

STATE OF FLORIDA
PUBLIC SERVICE COMMISSION

IN RE:

Application for original certificates for proposed water and wastewater system, in Hernando and Pasco Counties, and request for initial rates and charges, by Skyland Utilities, LLC.

DOCKET NO.: 090478-WS

**CITY OF BROOKSVILLE'S
PREHEARING STATEMENT**

The City of Brooksville, pursuant to the Order Establishing Procedure in the above styled matter, hereby submits its Prehearing Statement:

(a) The name of all known witnesses that may be called by the party, and the subject matter of their testimony.

The City does not intend to call any witnesses to testify on its behalf at the hearing on this matter.

(b) A description of all known exhibits that may be used by the part, whether they may be identified on a composite basis, and the witness sponsoring each.

1. All exhibits listed by the other parties to these proceedings.
2. The City of Brooksville's Amended Objection and all exhibits thereto.
3. Exhibits attached to any depositions taken in this matter, through the deponent.
4. Future Land Use Maps for the City of Brooksville.

(c) A statement of basic positions in the proceeding.

The City of Brooksville states the following positions:

Skyland's application contemplates services which could be in direct competition with areas which could be served by the City of Brooksville.

The awardance of a certificate to SkyLand would not be in the public interest of the residents of the City of Brooksville or Hernando County.

SkyLand's intention to sell bulk water, as specifically noted in its Certificate Application, is not in the best interest of the City of Brooksville or Hernando County and endangers the City of Brooksville's Water Supply.

SkyLand has not shown the requisite expertise to operate a utility system.

(In an abundance of caution, the City reiterates all positions stated or adopted in its Amended Objection to SkyLand's petition.)

(d) Issues stipulated to between the parties.

None have been stipulated to at this time.

(e) Pending motions or other matters.

None.

(f) Pending requests or claims for confidentiality.

None.

(g) Requirements that cannot be complied with.

None.

(h) Objections to expert witnesses.

None at this time.

Respectfully Submitted this 11th Day of June, 2010, by

s/Derrill L. McAteer
Derrill L. McAteer FBN:0628972
The Hogan Law Firm
Attorney for The City of Brooksville
20 South Broad Street
Brooksville, FL 34601
Telephone: (352) 799-8423
Facsimile: (352) 799-8294

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been sent to the following this 11th day of June, 2010, by electronic filing (to the Clerk of the PSC) and U.S. Mail to all others listed below.

/s Derrill L. McAteer
Derrill L. McAteer

Joseph D. Richards
Senior Assistant County Attorney
Pasco County
7530 Little Road Suite 340
New Port Richey, FL 34654

John L Wharton, Esq.
Rose, Sundstrom, & Bentley,LLP
2548 Blairstone Pines Dr.
Tallahassee, FL 32301

Director, Division of Commission Clerk
and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

Geoffrey T. Kirk, Esq.
County Attorney
20 N. Main Street, Suite 462
Brooksville, FL 34601

Caroline Klancke
Office of the General Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

Michael Milton, Esq.
Dean, Mead, Minton and Zwerner
1903 South 25th Street, Suite 200
Fort Pierce, FL 34947

Ronald Edwards, Manager
Skyland Utilities, LLC
660 Beachland Boulevard, Suite 301
Vero Beach, FL 32963

J.R. Kelley, Public Counsel
Office of the Public Counsel
111 West Madison Street, Room 812
Tallahassee, FL 32399

Garth Coller
Hernando County Attorney
20 N. Main Street
Brooksville, FL 34601